

ORDINANCE OF THE CITY OF OXNARD

ORDINANCE NO. 2745

AN UNCODIFIED ORDINANCE OF THE CITY OF OXNARD ESTABLISHING A
PILOT PROGRAM IN BARTOLO SQUARE NORTH AND SOUTH
NEIGHBORHOODS AND THE HILL STREET NEIGHBORHOOD RELATING TO
CURB CUTS AND FRONT YARD PAVING AREA FOR VEHICLES

WHEREAS, the Bartolo Square North, Bartolo Square South, and Hill Street
Neighborhoods were developed with alleyways serving many residences; and

WHEREAS, in response to a significant number of requests from residents of
these neighborhoods to examine curb cuts, the City Council formed the Neighborhood
Conservation Task Force ("Task Force"); and

WHEREAS, Councilmember John Zaragoza and Councilman Timothy Flynn
were appointed to the Task Force; and

WHEREAS, the Task Force held several public meetings to meet with and listen
to the issues and concerns of the neighborhood residents; and

WHEREAS, the Task Force has recommended to the City Council that a pilot
program be initiated in these neighborhoods to permit additional curb cuts consistent with
the standards set forth herein.

NOW, THEREFORE, the City Council of the City of Oxnard does ordain as
follows:

Part 1. Pilot Program Area. This ordinance shall apply only to those residential
properties located within the areas described in Exhibit A, attached hereto and by this
reference made a part hereof.

Part 2. Pilot Curb Cut Program. Notwithstanding any other provision of the City Code,
the Development Services Manager or designee will issue a revocable permit to allow a
curb cut ("Permit") on any street except Wooley Road or Channel Islands Boulevard
within the areas described in Exhibit A if the following conditions are satisfied:

A. Any curb cut installed after the effective date of this ordinance shall be
installed by a licensed contractor and per City of Oxnard Standards and Specifications.

B. Any preexisting curb cut authorized by this ordinance shall:

(1) Have been constructed per City of Oxnard Standards and
Specifications; and

(2) Be inspected by the City to assure construction in accordance with such standards, the cost of the inspection to be borne by the property owner.

(3) Obtain a Permit within twelve months of the effective date of this ordinance.

C. All curb cuts, whether new or preexisting, shall comply with the following standards:

(1) The width of any curb cut shall be limited to fifteen feet in the "W" dimension.

(2) Any curb cut shall comply with Americans with Disabilities Act access dimensions at the adjacent public sidewalk.

(3) Any curb cut shall be located so as to maximize on-street parking in front of the residential property and no closer than three feet from a property line..

D. For any property that (1) is located on an alley and (2) has a new or preexisting curb cut, the property owner shall install and maintain in good working order a light providing illumination equivalent to a 200 watt incandescent bulb on the alley adjacent to a garage located on the alley. Such light shall be approved by the Development Services Manager or designee and be controlled by a motion sensor or photovoltaic cell.

E. Prior to the issuance of the Permit, the property owner shall pay for a City inspection of any garage located on the property to verify compliance with City requirements that any two-car garage on the property is maintained free of obstructions and in such a condition that two automobiles could be parked in such garage and that any one-car garage on the property is maintained free of obstructions and in such a condition that one automobile could be parked in such garage. If any such garage is found to be maintained in such condition that an automobile could not be parked in a one-car garage or two automobiles could not be parked in a two-car garage, then the Permit shall not be issued.

G. Any two-car garage on the property that has a Permit shall be maintained free of obstructions and in such a condition that two automobiles could be parked in such garage and any one-car garage on the property that has a Permit shall be maintained free of obstructions and in such a condition that one automobile could be parked in such garage.

Part 3. Covenant Running with the Land. To assure garages are maintained in accordance with Part 2.G of this ordinance, the property owner, on behalf of the property owner and any successor in interest, shall execute a covenant running with the land, on a form approved by the City Attorney, authorizing City personnel to inspect any garage on the property upon twenty-four hours written notice being delivered to the property owner or

resident of the property who is eighteen years of age or older. If such written notice is so delivered, and if City personnel are subsequently denied inspection of the garage, the property owner shall be in violation of this ordinance.

Part 4. Front Yard Paving Area for Vehicle Parking.

(A) Notwithstanding any other provision of the City Code, the area of the front yard on residential property available for vehicle parking shall be limited to that necessary to park no more than two vehicles. If only one vehicle is parked in the front yard, the paved area for such parking shall not exceed twelve feet by twenty feet with a maximum area of 240 square feet. If two vehicles are parked in the front yard, the paved area for such parking shall not exceed twenty-four feet by twenty feet with a maximum area of 480 square feet.

(B) Owners of property with residential front yards not complying with subsection (A) herein, shall immediately initiate those steps necessary to have the property comply with such subsection.

Part 5. Within 15 days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation within the City. Ordinance No. 2745 was first read on August 7, 2007 and finally adopted on September 11, 2007 to become effective thirty days thereafter.

AYES:

NOES:

ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:


Gary L. Gillig, City Attorney

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EXHIBIT A

BARTOLO SQUARE NORTH

That area bounded by West Wooley Road on the north, South J Street on the east, Hemlock Street on the south and South Ventura Road on the west, as shown on Map 1, attached hereto.

BARTOLO SQUARE SOUTH

That area bounded by Hemlock Street on the north, South J Street on the east, Channel Islands Boulevard on the south and South Ventura Road on the west, as shown on Map 2, attached hereto.

HILL STREET

That area bounded by West Wooley Road on the north, Saviers Road on the east, Hill Street on the south and South J Street on the west, as shown on Map 3, attached hereto.